

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Paul Mattackal Verghese Confirmation No: 6972
Serial No: 10/743,238 Group: 2872
Filed: December 22, 2003 Examiner: Chang,
For: Dual Membrane Single Cavity Fabry
Perot MEMS Filter Audrey Y.
Customer No.: 25263
Attorney 0005.1120US1
Docket No.

**FURTHER COMMENTS RELATIVE TO NEW NOTIFICATION
OF NON-COMPLIANT BRIEF**

Commissioner for Patents
P.O. Box 1450,
Alexandria, Virginia 22313-1450

Sir:
A third Brief is being filed with this letter.

The previous Brief was indicated as non-compliant for two reasons:

- 1) "The applicant is respectfully noted the summary is referred to the summary of the instant application only". This ground for non compliance is incoherent.
- 2) "The brief fails to provide separated arguments for each grounds of rejection, under separated headings, separated from the summary of the invention. ." The extent this statement is understood, it is believed to be untrue. The "Grounds of Rejection to be Reviewed on Appeal" section provides for two grounds for appeal: whether claim 14 is described in the specification, and whether claims 1, 2, 4-11, 14, and 17 are patentable. The heading and arguments for the first ground are provided on page 8, beginning at line

7. The heading and arguments for the second ground are provided on page 10, beginning at line 10. The headings are on bold to facilitate discovery thereof.

Further, the Status of Claims section now identifies the appealed claims, which identification is bolded to ensure consideration.

The Summary of Claimed Subject Matter section now includes a paragraph, (which paragraph is bolded to ensure consideration) that identifies claim 1, contains a concise explanation of claim 1, and maps claim 1 to the specification by page and line number and reference numerals to a drawing.

Should any questions arise, please contact the undersigned.

Respectfully submitted,

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